HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL JURISDICTION

WRIT PETITION Ld. NO. 3063 OF 2005

Mohd. Amin Khan Abdul
Hayee & Ors. ..Petitioners.

Versus.
The State of Maharashtra
& Ors. ..Respondents.

Shri. P. M. Havnur for the Petitioners.

Shri. Milind More, AGP for respondent 1 to 3.

Shri. Ashok Singh for respondent 4.

CORAM: Smt. Ranjana P. Desai,
& Abhay S. Oka, JJ.

DATE : December 21, 2005.

P.C.

1. Mentioned. Not on Board. Upon mentioning taken on Board.

2. Impugned order dated 14.1.2005 is appealable. Learned counsel appearing for the petitioners states that he wishes to file an appeal against the said order. In the circumstances, he seeks permission to withdraw this petition. Petition is allowed to be withdrawn. All contentions of the petitioners, including the challenge to the Regulation 33(10) are kept open. Learned counsel appearing for

the petitioners states that the structure is only partly damaged. Learned counsel for 4th respondent states that the structure is completely demolished. Learned counsel for the petitioner denies this.

3. In the circumstances, there shall be status-quo as of 3.30 p.m. today to be maintained for a period of 10 days from today to enable the petitioners to prefer an appeal.

4. Petition is disposed of as withdrawn.

(SMT. RANJANA P. DESAI, J.)

(ABHAY S. OKA, J.)